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SEP 12 2005

Docket No.:EHAR0004-D2

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In re application of: TAKAHIRO SAITO et al.)
Application No.: 10/800,386)
Filed: March 12, 2004)
For: INFORMATION CODE AND ITS)
READING DEVICE)

DECLARATION UNDER 37 CFR 1.131

I, Takahiro, Saito, hereby declare that:

1. I am the sole inventor of the above-identified U.S. patent application.
2. The claimed invention of the above-identified U.S. patent application was fully described and supported in a Japanese patent application No. 9-328040 filed on November 28, 1997, which was published on June 18, 1999 as Japanese Unexamined Patent Publication No. 11-161757. Exhibit A is a copy of the Japanese Unexamined Patent Publication No. 11-161757.
3. I am the sole inventor of the Japanese patent application No. 9-328040. Therefore, as evidenced by Exhibit A, the claimed invention of the above-identified U.S. patent application was constructively reduced to practice on November 28, 1997, which antedates the 35 U.S.C. 102(e) date of U.S. Patent No. 6,375,075 to Ackley et al. The 35 U.S.C. 102(e) date of U.S. Patent No. 6,375,075 is October 18, 1999.
4. Exhibit B is a true English translation of Exhibit A with a Verified Statement of the translator.
5. I declare that all the statements made herein of own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both (18 U.S.C. 1001) and may jeopardize the validity of the application and any patent issued thereon.

Date:

August 30, 2005

Name: Takahiro Saito